

PATENT COOPERATION TREATY

From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

PCT

13 AUG 2004

AWI

To:			
ASTRAZENECA Global Intellectual Property Mereside, Alderley Park Macclesfield Cheshire SK10 4TG GRANDE BRETAGNE			
	CODE	DATE	NTD
ANKOM 11 AUG 2004		GIPS	Date of mailing (day/month/year)
			06/08/2004
Applicant's or agent's file reference: 100837-1 WO DATA ENTERED FINAL			
IMPORTANT NOTIFICATION			
International application No. PCT/GB03/04211		International filing date (day/month/year) 29/09/2003	Priority date (day/month/year) 03/10/2002
Applicant ASTRAZENECA AB et al.			

1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary examination report and its annexes, if any, established on the international application.
2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices)(Article 39(1))(see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary examination report. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

The applicant's attention is drawn to Article 33(5), which provides that the criteria of novelty, inventive step and industrial applicability described in Article 33(2) to (4) merely serve the purposes of international preliminary examination and that "any Contracting State may apply additional or different criteria for the purposes of deciding whether, in that State, the claimed inventions is patentable or not" (see also Article 27(5)). Such additional criteria may relate, for example, to exemptions from patentability, requirements for enabling disclosure, clarity and support for the claims.

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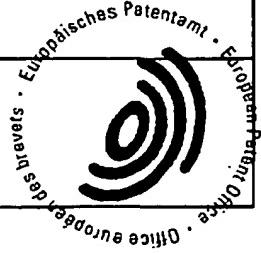
INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

(Rationalised Report according to the Notice of the President of the EPO published in the OJ11/2001)

Applicant's or agent's file reference 100837-1 WO	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)										
International application No. PCT/GB03/04211	International filing date (day/month/year) 29/09/2003	Priority date (day/month/year) 03/10/2002										
		CODE	DATE	NTD								
International Patent Classification (IPC) or national classification and IPC C07D495/04												
Applicant ASTRAZENECA AB et al.	ANKOM 11 AUG 2004 GIPS											
<table border="1"> <tr> <td>1. This international preliminary examination report has been prepared by this International Authority and is transmitted to the applicant according to Article 36.</td> <td>DATA</td> </tr> <tr> <td>2. This REPORT consists of a total of <u>2</u> sheets, including this cover sheet.</td> <td>EXAMINER Preliminary Examining</td> </tr> <tr> <td><input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).</td> <td>FINAL CHECK</td> </tr> <tr> <td>These annexes consists of a total of _____ sheets.</td> <td></td> </tr> </table>					1. This international preliminary examination report has been prepared by this International Authority and is transmitted to the applicant according to Article 36.	DATA	2. This REPORT consists of a total of <u>2</u> sheets, including this cover sheet.	EXAMINER Preliminary Examining	<input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).	FINAL CHECK	These annexes consists of a total of _____ sheets.	
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These annexes consists of a total of _____ sheets.												
<p>3. This report contains indications relating to the following items:</p> <ul style="list-style-type: none"> I <input checked="" type="checkbox"/> Basis of the report II <input type="checkbox"/> Priority III <input checked="" type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability IV <input type="checkbox"/> Lack of unity of invention V <input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement VI <input type="checkbox"/> Certain documents cited VII <input type="checkbox"/> Certain defects in the international application VIII <input type="checkbox"/> Certain observations on the international application 												

Date of submission of the demand 21/04/2004	Date of completion of this report 03/08/2004
Name and mailing address of the IPEA/  European Patent Office D-80298 Munich Tel. (+49-89) 2399-0, Tx: 523656 epmu d Fax: (+49-89) 2399-4465	Authorized officer VERHULST W Tel. (+49-89) 2399 2828



**INTERNATIONAL PRELIMINARY
EXAMINATION REPORT**

International application No.

PCT/GB03/04211

I. Basis of the report

The basis of this international preliminary examination is the application as originally filed.

III. Non-establishment of opinion with regard to novelty, inventive step and industrial applicability

The question of whether the claimed invention appears to be novel, to involve an inventive step, or to be industrially applicable has not been the subject of the international preliminary examination in respect of the claims which have not been searched (Article 17(2)(a) or (3) and Rule 66.1(e) PCT); see also international search report).

V. Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or industrial applicability

To the extent that the international preliminary examination has been carried out (see item III above), the following is pointed out:

In light of the documents cited in the international search report, it is considered that the invention as defined in at least some of the claims, which have been the subject of an international search report, does not appear to meet the criteria mentioned in Article 33(1) PCT, i.e. does not appear to be novel and/or to involve an inventive step (see international search report, in particular the documents cited X and/or Y and corresponding claim references).